

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE TARIFF APPLICATION OF SOUTH)	
CENTRAL BELL TELEPHONE COMPANY)	
TO MODIFY ESSX SERVICE, FOR)	
CONFIDENTIAL TREATMENT OF PROPOSED)	CASE NO. 10212
SECTION P12 AND TO PROVIDE RATE)	
FLEXIBILITY)	

O R D E R

On March 17, 1988, South Central Bell Telephone Company ("South Central Bell") made a tariff filing that (1) modified rates, terms and conditions applicable to ESSX service and (2) introduced tariff section P12, a proprietary or confidential tariff section pertaining to ESSX service. On April 15, 1988, the tariff filing was suspended for investigation and possible public hearing.

AT&T Information System, Inc. ("ATTIS"), the Attorney General of the Commonwealth of Kentucky, by and through his Utility and Rate Intervention Division, and MCI Telecommunications Corporation ("MCI") filed motions to intervene, which were granted on April 21, April 25, and May 5, 1988, respectively.

On June 22 and July 8, 1988, respectively, ATTIS and MCI filed motions to disallow South Central Bell's tariff filing, specifically tariff section P12. ATTIS and MCI contended that tariff section P12 was not lawful and was inconsistent with a system of tariff regulation. On July 14, 1988, South Central Bell filed a response to ATTIS's motion. On July 22, 1988, the

Commission sustained the ATTIS and MCI motions, and denied tariff section P12 along with associated elements of tariff section A12.

On September 7, 1988, South Central Bell filed correspondence to withdraw its tariff filing, stating that "all of the originally filed pages are intrinsic to the proprietary filing" in tariff section P12. This withdrawal would include still pending and non-proprietary changes in tariff sections A2, A4, A12, and A212.

Accordingly, it is HEREBY ORDERED that the still pending portions of South Central Bell's tariff filing be and are dismissed without prejudice.

Done at Frankfort, Kentucky, this 22nd day of September, 1988.

PUBLIC SERVICE COMMISSION

Richard D. Herman Jr.
Chairman

Robert M. Davis
Vice Chairman

Steven D. Williams
Commissioner

ATTEST:

Executive Director